

STATE OF MINNESOTA

EIGHTY-THIRD SESSION — 2004

 ONE HUNDRED ELEVENTH DAY

SAINT PAUL, MINNESOTA, SUNDAY, MAY 16, 2004

The House of Representatives convened at 7:00 a.m. and was called to order by Steve Sviggum, Speaker of the House.

Prayer was offered by Representative Bruce Anderson, District 19A, Buffalo Township, Minnesota.

The members of the House gave the pledge of allegiance to the flag of the United States of America.

The roll was called and the following members were present:

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|--------------|------------|-------------|------------|------------|--------------|
| Abeler | Dempsey | Holberg | Lesch | Otremba | Solberg |
| Abrams | Dill | Hoppe | Lieder | Otto | Stang |
| Anderson, B. | Dorman | Hornstein | Lindgren | Ozment | Strachan |
| Anderson, I. | Dorn | Howes | Lindner | Paulsen | Swenson |
| Anderson, J. | Eastlund | Huntley | Lipman | Paymar | Sykora |
| Atkins | Eken | Jacobson | Magnus | Pelowski | Thao |
| Beard | Ellison | Jaros | Mahoney | Penas | Thissen |
| Bernardy | Entenza | Johnson, J. | Mariani | Peterson | Tingelstad |
| Blaine | Erhardt | Johnson, S. | Marquart | Powell | Urdahl |
| Borrell | Finstad | Juhnke | McNamara | Pugh | Vandever |
| Boudreau | Fuller | Kahn | Meslow | Rhodes | Wagenius |
| Bradley | Gerlach | Kelliher | Mullery | Rukavina | Walker |
| Brod | Goodwin | Klinzing | Murphy | Ruth | Walz |
| Buesgens | Greiling | Knoblach | Nelson, C. | Samuelson | Wardlow |
| Carlson | Gunther | Koenen | Nelson, M. | Seagren | Wasiluk |
| Clark | Haas | Kohls | Nelson, P. | Seifert | Westerberg |
| Cornish | Hackbarth | Krinkie | Newman | Sertich | Westrom |
| Cox | Harder | Kuisle | Nornes | Sieben | Wilkin |
| Davids | Hausman | Lanning | Olsen, S. | Simpson | Zellers |
| Davnie | Heidgerken | Larson | Olson, M. | Slawik | Spk. Sviggum |
| DeLaForest | Hilstrom | Latz | Opatz | Smith | |
| Demmer | Hilty | Lenczewski | Osterman | Soderstrom | |

A quorum was present.

Adolphson, Biernat, Erickson and Severson were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Rhodes moved that further reading of the Journal be suspended and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

This is to notify you that the Senate is about to adjourn the Eighty-Third Legislative Session sine die.

PATRICE DWORAK, First Assistant Secretary of the Senate

Mr. Speaker:

I hereby announce the adoption by the Senate of the following Senate Concurrent Resolution, herewith transmitted:

Senate Concurrent Resolution No. 9, A Senate concurrent resolution relating to the delivery of bills to the Governor after final adjournment.

PATRICE DWORAK, First Assistant Secretary of the Senate

SUSPENSION OF RULES

Paulsen moved that the rules be so far suspended that Senate Concurrent Resolution No. 9 be now considered and placed upon its adoption. The motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 9

A Senate concurrent resolution relating to the delivery of bills to the Governor after final adjournment.

Whereas, the Minnesota Constitution, Article IV, Section 23, authorizes the presentation to the Governor after sine die adjournment of bills that passed in the last three days of the Session; *Now, Therefore*,

Be It Resolved by the Senate of the State of Minnesota, the House of Representatives concurring, that upon adjournment sine die of the 83rd regular session of the Legislature, bills must be presented to the Governor as follows:

(a) The Speaker of the House of Representatives, the Chief Clerk of the House of Representatives, the President of the Senate, and the Secretary of the Senate shall certify and sign each bill in the same manner and upon the same certification as each bill is signed for presentation to the Governor before adjournment sine die, and each of those officers shall continue in his designated capacity during the three days following the date of final adjournment.

(b) The Chief Clerk of the House of Representatives and the Secretary of the Senate, in accordance with the rules of the respective bodies and under the supervision and direction of the standing Committee on Rules and Legislative Administration and the standing Committee on Rules and Administration, shall carefully enroll each bill and present it to the Governor in the same manner as each bill is enrolled and presented to the Governor before adjournment of the Legislature sine die.

(c) The Revisor of Statutes shall continue to assist in all of the functions relating to enrollment of bills of the House of Representatives and of the Senate under the supervision of the Chief Clerk of the House of Representatives and the Secretary of the Senate in the same manner that the assistance was rendered before adjournment of the Legislature sine die.

Be It Further Resolved that the Secretary of the Senate is directed to deliver copies of this resolution to the Governor and the Secretary of State.

Paulsen moved that Senate Concurrent Resolution No. 9 be now adopted. The motion prevailed and Senate Concurrent Resolution No. 9 was adopted.

CALENDAR FOR THE DAY

S. F. No. 1866, A bill for an act relating to state employment; ratifying certain labor agreements and compensation plans.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|------------|-------------|------------|------------|--------------|
| Abeler | Dempsey | Holberg | Lesch | Otto | Stang |
| Abrams | Dill | Hoppe | Lieder | Ozment | Strachan |
| Anderson, B. | Dorman | Hornstein | Lindgren | Paulsen | Swenson |
| Anderson, I. | Dorn | Howes | Lindner | Paymar | Sykora |
| Anderson, J. | Eastlund | Huntley | Lipman | Pelowski | Thao |
| Atkins | Eken | Jacobson | Magnus | Penas | Thissen |
| Beard | Ellison | Jaros | Mahoney | Peterson | Tingelstad |
| Bernardy | Entenza | Johnson, J. | Mariani | Powell | Urdahl |
| Blaine | Erhardt | Johnson, S. | Marquart | Pugh | Vandever |
| Borrell | Finstad | Juhnke | McNamara | Rhodes | Wagenius |
| Boudreau | Fuller | Kahn | Meslow | Rukavina | Walker |
| Bradley | Gerlach | Kelliher | Mullery | Ruth | Walz |
| Brod | Goodwin | Klinzing | Murphy | Samuelson | Wardlow |
| Buesgens | Greiling | Knoblach | Nelson, C. | Seagren | Wasiluk |
| Carlson | Gunther | Koenen | Nelson, M. | Seifert | Westerberg |
| Clark | Haas | Kohls | Nelson, P. | Sertich | Westrom |
| Cornish | Hackbarth | Krinkie | Newman | Sieben | Wilkin |
| Cox | Harder | Kuisele | Nornes | Simpson | Zellers |
| Davids | Hausman | Lanning | Olsen, S. | Slawik | Spk. Sviggum |
| Davnie | Heidgerken | Larson | Olson, M. | Smith | |
| DeLaForest | Hilstrom | Latz | Osterman | Soderstrom | |
| Demmer | Hilty | Lenczewski | Otremba | Solberg | |

The bill was passed and its title agreed to.

MOTIONS AND RESOLUTIONS

Entenza moved that the name of Bernardy be added as an author on H. F. No. 1231. The motion prevailed.

Wilkin moved that the names of Fuller; Davids; Westerberg; Boudreau; Rhodes; Penas; Johnson, J.; Abeler; Bradley; Haas; Hoppe; Nelson, C.; Wardlow; Newman; Urdahl; Meslow; Nelson, P.; Cox; Demmer; Klinzing; Olsen, S.; Samuelson; McNamara; Kohls; Osterman; Simpson; Lindgren and Ruth be added as authors on H. F. No. 2762. The motion prevailed.

Thissen moved that the name of Otremba be added as an author on H. F. No. 3054. The motion prevailed.

Olson, M.; Juhnke; Borrell; Bernardy; Dorman; Otremba; Lipman; Kelliher; Erickson; Ozment; Lindner and Greiling introduced:

House Concurrent Resolution No. 8, A House concurrent resolution amending the Temporary Joint Rules of the Senate and House of Representatives.

The concurrent resolution was referred to the Committee on Rules and Legislative Administration.

Paulsen moved that the Chief Clerk be and he is hereby instructed to inform the Senate and the Governor by message that the House of Representatives is about to adjourn this 83rd Session sine die. The motion prevailed.

MOTION TO ADJOURN SINE DIE

Krinkie moved that the House adjourn sine die. The motion prevailed and the Speaker declared the House adjourned sine die.

EDWARD A. BURDICK, Chief Clerk, House of Representatives